

Election / #9
12.18.02

DEC 11 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Wands et al.

SERIAL NUMBER: 09/903,199

EXAMINER: Canella, Karen

FILING DATE: July 11, 2001

ART UNIT: 1642

FOR: DIAGNOSIS AND TREATMENT OF MALIGNANT NEOPLASMS

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December 11, 2002

Boston, Massachusetts

Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

In response to the Species Election Requirement (Paper No. 9) mailed on October 1, 2002, Applicants elect the following species: (1) liver cancer Claims 26, 27, 39, 40, 42, and 43 read on the elected species. This election is made without traverse.

Applicant reserves the right to prosecute claims which are equal to or broader in scope in this, or future applications related to the above-identified patent application.

A response to the Office Action is due December 11, 2002 with a Petition for a two month Extension of Time. A check in the amount of \$400.00 in payment of the fee required by 37 C.F.R. §1.17(a)(3), is enclosed herewith., the Commissioner is hereby authorized to charge any fee that may be due to Deposit Account No. 50-0311 (Reference No. 21486-032 DIV 3).

Respectfully submitted,

IA Beattie
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Date of Deposit: December 11, 2002

Attorney Docket No. 21486-032 DIV 4

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Sir:

Transmitted herewith for filing in the present application are the following documents:

- Response to Election of Species Requirement;
- Petition for Extension of Time (1 pg., in duplicate);
- Check #15107 in the amount of \$400.00; and
- Return Postcard.

If the enclosed papers are considered incomplete, the Mail Room is respectfully requested to contact the undersigned collect at (617) 542-6000, Boston, Massachusetts. The Commissioner is authorized to credit any overpayment or charge any deficiencies to Deposit Account No. 50-0311, Reference No. 21486-032 DIV 4. A duplicate copy of this Transmittal Letter is enclosed.

Respectfully submitted,

Ingrid A. Beattie
Ingrid A. Beattie, Reg. No. 42,306

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